

**REGULAR MEETING OF THE COMMON COUNCIL  
OF THE CITY OF PLATTSBURGH, NEW YORK**

**April 23, 2009**

**5:30 P.M.**

**MINUTES**

**Present:** Councilors Tim Carpenter (W1), Michael Kelly (W2), George Rabideau (W3), Jim Calnon (W4), Amy Valentine (W5), Chris Jackson (W6)

**Absent:** Mayor Donald Kasprzak

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**1. MINUTES OF THE PREVIOUS MEETING:**

**RESOLVED:** that the Minutes of the regular meeting of the Common Council held on April 16, 2009 are approved and placed on file among the public records of the City Clerk's Office

By Councilor Valentine; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**2. PAYROLLS OF VARIOUS DEPARTMENTS:**

**RESOLVED:** That the payrolls of the various Departments of the City of Plattsburgh for the week ending April 22, 2009 in the amount of \$234,651.25 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Rabideau; Seconded by Councilor Kelly

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:**

- Report of Fire and Ambulance Responses for the week of April 16-22, 2009
- Report from the Building Inspector's Office from February 19 – April 21, 2009
- Monthly report from the Parking Violations Bureau for March 2009
- Report of the Zoning Board of Appeals from April 20, 2009
- Receipt of the Finance Department's Statement of Revenues and Expenditures for March 2009

**RESOLVED:** That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Valentine; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**4. CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS:**

- none -

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**5. AUDIT OF CLAIMS:**

**RESOLVED:** That the bills approved by the Auditing Committee of the Common Council in the amount of **\$1,698,634.02** are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Rabideau; Seconded by Councilor Jackson  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson  
(All voted in the affirmative)

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**6. PERSONS ADDRESSING COUNCIL:**

None

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**7. OTHER ITEMS**

**A.** Request from the Plattsburgh Farmers and Crafters Market group to manage the Farmers Market for the 2009 market season from May 16- October 10, 2009.

**RESOLVED:** In accordance with the request therefore the Common Council approves the Plattsburgh Farmers and Crafters Market group to manage the Farmers Market for the 2009 market season from May 16- October 10, 2009.

By Councilor Valentine; Second by Councilor Carpenter  
Discussion: None  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**B.** Request from Community Development for the Mayor to sign a subordination agreement for property located at 10-18 Brinkerhoff Street.

**RESOLVED:** In accordance with the request therefore the Common Council approves the Mayor to sign a subordination agreement for property located at 10-18 Brinkerhoff Street.

By Councilor Carpenter; Second by Councilor Jackson  
Discussion: None  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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C. Request from the Memorial Day Committee to hold a Memorial Day Parade and celebration at the US Oval on May 25, 2009 from 11 a.m. – 4 p.m.

**RESOLVED:** In accordance with the request therefore the Common Council approves the Memorial Day Committee to hold a Memorial Day Parade and celebration at the US Oval on May 25, 2009 from 11 a.m. – 4 p.m.

By Councilor Carpenter; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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D. Request from MLD to advertise for sealed Bid No. 2009-4-1 “Purchase Revenue Electric Meters.”

**RESOLVED:** In accordance with the request therefore the Common Council approves MLD to advertise for sealed Bid No. 2009-4-1 “Purchase Revenue Electric Meters.”

By Councilor Kelly; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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E. Request from MLD to advertise for sealed Bid No. 2009-5-1 “Sale of Surplus 2.4/4.16 KV-120/240V Transformers.”

**RESOLVED:** In accordance with the request therefore the Common Council approves MLD to advertise for sealed Bid No. 2009-5-1 “Sale of Surplus 2.4/4.16 KV-120/240V Transformers.”

By Councilor Jackson; Second by Councilor Kelly

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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F. Request from the City Chamberlain to approve a bond resolution of the City of Plattsburgh, New York, authorizing financing for improvements to the public service buildings owned by the city, stating the estimated maximum cost thereof is \$202,000, appropriating said amount therefore, and authorizing the issuance of \$202,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

**RESOLVED:** In accordance with the request therefore the Common Council approves the bond resolution of the City of Plattsburgh, New York, authorizing financing for improvements to the public service buildings owned by the city, stating the estimated maximum cost thereof is \$202,000, appropriating said amount therefore, and authorizing the issuance of \$202,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

By Councilor Carpenter; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**G.** Request from the City Chamberlain to approve a bond resolution of the City of Plattsburgh, New York authorizing financing for storm sewer construction within the city, stating the estimated maximum cost thereof is \$380,000, appropriating said amount therefore, and authorizing the issuance of \$380,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

**RESOLVED:** In accordance with the request therefore the Common Council approves the bond resolution of the City of Plattsburgh, New York authorizing financing for storm sewer construction within the city, stating the estimated maximum cost thereof is \$380,000, appropriating said amount therefore, and authorizing the issuance of \$380,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

By Councilor Jackson; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**H.** Request from the City Chamberlain to approve a bond resolution of the City of Plattsburgh, New York authorizing financing for the closure of the Akey Landfill within the city, stating the estimated maximum cost thereof is \$5,300,000, appropriating said amount therefore, and authorizing the issuance of \$5,300,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

**RESOLVED:** In accordance with the request therefore the Common Council approves the bond resolution of the City of Plattsburgh, New York authorizing financing for the closure of the Akey Landfill within the city, stating the estimated maximum cost thereof is \$5,300,000, appropriating said

amount therefore, and authorizing the issuance of \$5,300,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**I.** Request from the City Chamberlain to approve a bond resolution of the City of Plattsburgh, New York, authorizing financing for street resurfacing and improvements within the city, stating the estimated maximum cost thereof is \$805,000, appropriating said amount therefore, and authorizing the issuance of \$805,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

**RESOLVED:** In accordance with the request therefore the Common Council approves the bond resolution of the City of Plattsburgh, New York, authorizing financing for street resurfacing and improvements within the city, stating the estimated maximum cost thereof is \$805,000, appropriating said amount therefore, and authorizing the issuance of \$805,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

By Councilor Valentine; Second by Councilor Carpenter

Discussion:

**Councilor Rabideau** would like the Park Avenue issue to be discussed and added to the street resurfacing project.

**Councilor Carpenter** wanted to make clear that Park Avenue is not included in this bond resolution.

**Councilor Calnon** said \$30,000 of it is and we would need to borrow \$42,000 more.

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**J.** Request from the City Chamberlain to approve a bond resolution of the City of Plattsburgh, New York, authorizing financing for the acquisition of various equipment for use by the city, stating the estimated maximum cost thereof is \$117,000, appropriating said amount therefore, and authorizing the issuance of \$117,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

**RESOLVED:** In accordance with the request therefore the Common Council approves the bond resolution of the City of Plattsburgh, New York, authorizing financing for the acquisition of various equipment for use by the city, stating the estimated maximum cost thereof is \$117,000, appropriating said amount therefore, and authorizing the issuance of \$117,000 serial bonds of said city to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after required legal notice has been published.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**K.** Request from Community Development for the Mayor to be authorized to take all actions and execute all documents necessary to apply for available RestoreNY grant funding for property located at 94 Main Mill Street.

**RESOLVED:** In accordance with the request therefore the Common Council approves the Mayor to be authorized to take all actions and execute all documents necessary to apply for available RestoreNY grant funding for property located at 94 Main Mill Street.

By Councilor Carpenter; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**L.** Motion to waive rule 4 for item # 2 under initial consideration, "Request from Club Caribbean to move their "Street Jam" event from Saturday April 18<sup>th</sup> to Saturday May 2, 2009."

By Councilor Kelly; Second by Councilor Valentine

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

Request from Club Caribbean to move their "Street Jam" event from Saturday April 18<sup>th</sup> to Saturday May 2, 2009.

**RESOLVED:** In accordance with the request therefore the Common Council approves Club Caribbean to move their "Street Jam" event from Saturday April 18<sup>th</sup> to Saturday May 2, 2009.

By Councilor Kelly; Second by Councilor Valentine

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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## 8. TRAVEL REQUEST

A. Request from MLD Manager Bill Treacy to attend the MEUA Semi-Annual Meeting as the City's voting delegate on April 28-30, 2009 in East Syracuse, NY at an estimated cost of \$438.00.

**RESOLVED:** In accordance with the request therefore the Common Council approves MLD Manager Bill Treacy to attend the MEUA Semi-Annual Meeting as the City's voting delegate on April 28-30, 2009 in East Syracuse, NY at an estimated cost of \$438.00.

By Councilor Kelly; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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## 9. RESOLUTIONS FOR INITIAL CONSIDERATION

1. Request from the City Chamberlain for \$361,000 to be appropriated as the revised amount for the Capital Project 2009 Public Works Equipment Replacement Project, Project H5110.26.
2. Request from Club Caribbean to move their "Street Jam" event from Saturday April 18<sup>th</sup> to Saturday May 2, 2009.  
**(Moved to agenda under other items letter L)**
3. Request from Irises Café & Wine Bar to renew the lease for the seasonal outdoor seating area located at 16-22 City Hall Place from May 13, 2009 to September 30, 2009.
4. Request from MLD to write-off unpaid final bills from June 1-30, 2008 in the total amount of \$5,308.77.
5. Request from Mayor Donald M. Kasprzak to attend the Annual NYCOM Meeting in Saratoga Springs, New York from June 28-July 1, 2009 at an estimated cost of \$950.
6. Request from Chief Desmond Racicot for Cpl. Brad Kiroy and Bryan Brayton to travel to Syracuse, NY from May 10-11, 2009 to attend the "5<sup>th</sup> Annual New York Statewide TraCs Steering Committee Meeting and Conference" at a cost not to exceed \$246.00 which will be paid out of Asset Forfeiture Funds.
7. Request from the City Chamberlain for \$1,348,000 to be appropriated to Capital Project 2009 General Street Resurfacing Project, H5110.28.

8. Request from the City Engineer for the approval of a change order to the Waterfront Park Construction Contract to include the construction of a park entrance road without an increase in cost to the current project budget.
9. Request to amend Capital Project 2009 General Street Resurfacing Project H5110.28 to add \$42,000 from the General Fund to resurface Park Avenue from Sanborn to Lexington Street.

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## 10. NEW BUSINESS

**Councilor Valentine** announced that the Fire Department's secondhand ambulance has arrived, the Community Room at the Recreation Department is finished and urges everyone to go take a look at it, and Clean up Day will be May 2<sup>nd</sup> at 9 am, thank you to Casella for donating the bags and Hannaford's for the water and Koffee Kat has donated coffee to any participant after the clean up. Also, Plattsburgh Bass Club will be at Wilcox Dock cleaning up so thank to them.

**Councilor Rabideau** asked to consider hiring a part time cleaner at City Hall since Public Works will be taking over on Monday and they are already strapped for employees. He would like it on for initial next week.

**Councilor Calnon** mentioned the discussions about the operation of the Empire Zone. The Council will need to make a decision soon. Calnon would like to put it on for initial next week.

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## 11. CLOSING PUBLIC COMMENTS

None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Valentine  
 Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson  
 (All voted in the affirmative)

**MEETING ADJOURNED:** 6 p.m.